



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-3503 FAX (603) 271-2982



David Rexford
Everett W. Rexford & Sons Construction
16 Elm Street
Lancaster, NH 03584

LETTER OF DEFICIENCY
WD/WWEB/R 03-06
August 8, 2003

Subject: Rexford Property
Route 3, Lancaster, NH
Permit No. SES-02-001

Dear Mr. Rexford:

On July 28, 2003, personnel from the New Hampshire Department of Environmental Services (DES), Residuals Management Section, conducted a site inspection of the Rexford Property septage land application site located on Route 3 in Lancaster, NH. The purpose of the inspection was to determine whether Everett W. Rexford & Sons Construction was in compliance with RSA 485-A, Env-Ws 1600, *The Septage Management Rules*, and Permit No. SES-02-001 relative to the operation of your privately owned septage site.

As a result of the inspection, the following deficiencies were noted:

- 1 The annual public notice for land applying septage was not published for the 2003 spreading season.

Env-Ws 1603.02(a) and (b) requires notification to be published in a local newspaper at least 14 days before the intended date of the first annual land application of septage.

2. The annual public notice for land applying septage was not posted at the site.

Env-Ws 1603.02(c) requires a copy of the notice to be posted continually at the entrances to the site beginning no later than 3 days prior to the application and ending no earlier than 3 days after the application.

Despite missing the deadline for publishing and posting the public notice, DES believes that these deficiencies can be corrected for the remainder of the spreading season. DES requests that you submit a report that describes the corrective measures taken, along with a copy of the published public notice, within 30 days of receipt of this letter. In the event compliance is not achieved within this period, DES may initiate formal actions against Everett W. Rexford & Sons Construction, including issuing an order requiring the deficiency to be corrected, initiating an administrative fine proceeding and/or referring the matter to the NH Department of Justice for imposition of civil and/or criminal penalties.

A written report and copy of the public notice as requested above should be addressed as follows:

Alexis Rastorguyeff, P.E.
Residuals Management Section
NHDES Water Division
P.O. Box 95, 6 Hazen Drive
Concord, NH 03002-0095

As per your request, a blank Septage Holding Tank Registration form is enclosed. Two copies of the form must be completed in full and submitted to DES, along with supporting documentation, in order to register the holding tank on your site. You may not utilize the tank for holding septage until you receive confirmation from DES that the registration process is complete.

If you have any questions regarding this letter, please call Alexis Rastorguyeff at 271-7888.

Sincerely,


COPY
John R. Bush, P.E.
Administrator
Wastewater Engineering Bureau

Enclosures: Site Inspection Report #0351
Septage Holding Tank Registration, blank form

Cc: Richard Flanders, DES
file/Db

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